

Sample "Segregation" Notice of Realty Action

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[ID-130-1430-EU; DB-G06-1007; IDI-XXXXXX]

Notice of Realty Action; Proposed Sale of Public Land, Idaho

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of Realty Action.

SUMMARY: A parcel of public land totaling 20.69 acres in Owyhee County, Idaho, is being considered for sale under the provisions of the Federal Land Policy Management Act of 1976 (FLPMA), at no less than the appraised fair market value.

DATES: In order to ensure consideration in the environmental analysis of the proposed sale, comments must be received by (insert date 45 days after date of publication in the FEDERAL REGISTER).

ADDRESSES: Address all comments concerning this Notice to Field Manager, Bureau of Land Management (BLM), Owyhee Field Office, 20 1st Avenue West, Marsing, Idaho 83639.

FOR FURTHER INFORMATION CONTACT: (insert name), Realty Specialist, at the above address or phone (208) XXX-XXXX.

SUPPLEMENTARY INFORMATION: The following-described public land in Owyhee County, Idaho, is being considered for sale under the authority of Section 203 of the Federal Land Policy and Management Act of 1976, (90 Stat. 2750, 43 U.S.C. 1713):

Boise Meridian

T. 6 S., R. 4 W.,

sec. 11, lot 7.

The area described contains 20.69 acres in Owyhee County.

The 1999 BLM Owyhee Resource Management Plan identifies this parcel of public land as suitable for disposal. Conveyance of the identified public land will be subject to valid existing rights and encumbrances of record, including but not limited to, rights-of-way for roads and public utilities. Conveyance of any mineral interests pursuant to Section 209 of the FLPMA will be analyzed during processing of the proposed sale.

On (insert date of publication in the FEDERAL REGISTER), the above-described land will be segregated from appropriation under the public land laws, including the mining laws, except the sale provisions of the FLPMA. Until completion of the sale, the BLM is no longer accepting land use applications affecting the identified public land, except applications for the amendment of previously-filed right-of-way applications or existing authorizations to increase the term of the grants in accordance with 43 CFR 2807.15 and 2886.15. The segregative effect will terminate upon issuance of a patent, publication in the FEDERAL REGISTER of a termination of the segregation, or (insert date 2 years after date of publication in the FEDERAL REGISTER), unless extended by the BLM State Director in accordance with 43 CFR 2711.1-2(d) prior to the termination date.

Public Comments

For a period until (insert date 45 days after date of publication in the FEDERAL REGISTER), interested parties and the general public may submit in writing any comments concerning the land being considered for sale, including notification of any encumbrances or other claims relating to the identified land, to Field Manager, BLM Owyhee Field Office, at the above address. In order to ensure consideration in the environmental analysis of the proposed sale, comments must be in writing and postmarked or delivered within 45 days of the initial date of

publication of this Notice. Comments transmitted via e-mail will not be accepted. Comments, including names and street addresses of respondents, will be available for public review at the BLM Owyhee Field Office during regular business hours, except holidays. Individual respondents may request confidentiality. Before including your address, phone number, e-mail address, or other personal identifying information in your comment, be advised that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold from public review your personal identifying information, we cannot guarantee that we will be able to do so. If you wish to have your name or address withheld from public disclosure under the Freedom of Information Act, you must state this prominently at the beginning of your comments. Any determination by the BLM to release or withhold the names and/or addresses of those who comment will be made on a case-by-case basis. Such requests will be honored to the extent allowed by law. The BLM will make available for public review, in their entirety, all comments submitted by businesses or organizations, including comments by individuals in their capacity as an official or representative of a business or organization.

(Authority: 43 CFR 2711.1-2)

Dated:

Owyhee Field Manager

Sample Federal Register Notice Briefing Paper

What is the title of this notice?

Notice of Realty Action, Proposed Sale of Public Land, Idaho

What is the date that the field office forwarded this notice to Washington?

XXXXXXXXXX XX, 200X

What is the reason for this notice?

The purpose of this notice is to segregate public lands being considered for sale from appropriation under the public land laws, including the mining laws, during the processing of the proposed action for a period of two years. The segregative effect will terminate upon issuance of a patent, publication in the **Federal Register** of a termination of the segregation, or two years from the publication date, unless extended by the Bureau of Land Management (BLM) State Director in accordance with 43 CFR 2711.1-2(d) prior to the termination date. The notice also invites comments from interested parties and the general public for consideration in the environmental analysis of the proposed sale.

What are the reasons for the timing of the notice and the consequence, if any, of delaying or canceling the release?

The proposed sale of the identified public lands is in the initial stages of processing. Segregation of the public lands will preclude the filing of mining claims or other actions that would hinder the ability of the BLM to process the proposed sale expeditiously. The notice also provides an opportunity for interested parties and the general public to provide comments on issues and concerns for consideration in the environmental analysis for the proposed sale. The sale date is tentatively scheduled for XXXXXX, 200X. Processing of the proposed sale could proceed if the release is cancelled and the lands are not segregated, but the filing of mining claims or other appropriations could cause delays and increase processing costs in order to resolve conflicts, or could cause the termination of the proposed sale. Delaying the release would result in the delay of the overall processing schedule.

Does the notice relate to an Administration policy or priority, or a controversial issue or and if so, how?

Sale of lands eligible under the Federal Land Transaction Facilitation Act of 2000 (FLTFA) is a BLM priority. The proposed sale is not known to be controversial at this time, but receipt of comments from interested parties and the general public at this early stage would allow issues and concerns to be addressed during processing.

Does the action described in this notice require coordination with State/Tribal/local government?

Notification of the proposed sale will be distributed to State, Tribal, and local governments upon publication of the notice. The existing land sale evaluation process in provides for extensive involvement by State and local governments and the public. Consultation with applicable Tribal governments will occur in conjunction with the environmental analysis.

Would a map enable the reviewer to better understand the impact or intent of the notice?

A map of the lands being considered for sale is attached.

Does this notice affect National Monuments or National Conservation Areas?

Not directly. However, if the sale is completed, the sale revenue would be deposited into the special account established by the FLTFA and a portion would be available for the future acquisition of inholdings or lands with exceptional resources adjacent to designated areas.

Is there any additional pertinent information that reviewers need to know?

No.

Contact: